

shall include a statement that a claimant who does not accept or is dissatisfied with the action may institute suit against the United States not later than six months after the date of mailing of the notice of final denial.

(c) A claimant may regard the failure of the Maritime Administration to make a final disposition of a claim within six months after the date of receipt of the claim by the Maritime Administration as a final denial for the purpose of filing suit.

§ 204.6 Payment of claims.

(a) Once the amount to be paid has been agreed upon, the agency shall attempt to forward a check for such amount to the claimant within thirty days.

(b) If a claimant is represented by an attorney, both the claimant and the claimant's attorney shall be designated as payees on any check delivered to the claimant's attorney.

§ 204.7 Delegation of authority.

(a) Subject to written approval of the Attorney General of the United States of any payment in excess of \$100,000, the Chief Counsel of the Maritime Administration is authorized to deny or settle and authorize payment of tort claims.

(b) The Associate Administrator for Administration is authorized to deny or settle and authorize payment of all tort claims in an amount not exceeding \$50,000.

(c) The Superintendent, United States Merchant Marine Academy (Academy), is authorized to deny or settle and authorize payment of tort claims originating from occurrences at the Academy in amounts not exceeding \$20,000.

[58 FR 29351, May 20, 1993]

§ 204.8 Where to file claims.

Claims shall be filed with the appropriate official as follows:

(a) Chief Counsel (MAR-200), Maritime Administration, Department of Transportation, Room 7232, Nassif Building, 7th and D Streets SW., Washington, DC 20590 (All claims over \$50,000).

(b) Associate Administrator for Administration (MAR-300), Maritime Administration, Room 7217, Nassif Building, 7th and D Streets SW., Washington, DC 20590 (All claims over \$20,000, but not over \$50,000, originating at the Academy, and all other claims not over \$50,000).

(c) Superintendent (MMA-5100), United States Merchant Marine Academy, Maritime Administration, Kings Point, N.Y. 11024 (All claims not over \$20,000 originating at the Academy).

[58 FR 29351, May 20, 1993]

§ 204.9 Indemnity or contribution.

(a) *Sought by the United States.* If a claim arises under circumstances in which the United States is entitled to indemnity or contribution under a contract or the applicable law governing joint tort-feasors, the Chief Counsel of the Maritime Administration shall notify the third party of the claim and request the third party to honor its obligation to the United States or to accept its share of joint liability. If the issue of third party indemnity or contribution is not satisfactorily adjusted, the underlying claim shall be settled only after consultation with the Department of Justice as provided in 28 CFR 14.7

(b) *Sought from the United States.* Claims for indemnity or contribution from the United States shall be settled under this part only if the incident giving rise to liability and the claim is otherwise cognizable under this part.

§ 204.10 Attorney's fees.

Attorney's fees for any claim settled under this part are limited to not more than twenty percent of the amount paid in settlement.

PART 205—AUDIT APPEALS; POLICY AND PROCEDURE

CONTRACTS WITHOUT DISPUTES ARTICLE

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205.1 Purpose.

205.2 Policy.

205.3 Procedure.

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CONTRACTS WITH DISPUTES ARTICLE

205.5 Contracts containing disputes article.